

# ***“Celebrating 98 Years of Flood Management”***

## **CENTRAL VALLEY FLOOD PROTECTION BOARD**

California Natural Resources Agency – State of California

3310 El Camino Avenue, Room LL40

Sacramento, California 95821

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### **BOARD MEMBERS**

Ben Carter, President

Butch Hodgkins, Vice-President

Lady Bug Doherty, Secretary

Teri Rie, Member

John Brown, Member

Emma Suarez, Member

Jared Huffman, Ex Officio Member

Fran Pavley, Ex Officio Member

### **BOARD STAFF**

Jay Punia, Executive Officer

Len Marino, Chief Engineer

Dan Fua, Supervising Engineer

Eric Butler, Senior Engineer

Lorraine Pendlebury, Staff Analyst

Jill Phinney, Support Staff

### **BOARD COUNSEL**

Deborah Smith, Legal Counsel

Matt Campbell, Legal Counsel

## **AGENDA**

### **CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING**

**Friday, October 23, 2009 – 8:30 AM**

**1416 Ninth Street, The Resources Building Auditorium, First Floor  
Sacramento, CA 95814**

**NOTE: THE BOARD WILL CONSIDER TIMED ITEMS AS CLOSE AS POSSIBLE TO THE LISTED TIME, BUT NOT BEFORE THE TIME SPECIFIED. UNTIMED ITEMS MAY BE HEARD IN ANY ORDER**

- 1. ROLL CALL**
- 2.\* APPROVAL OF MINUTES** – July 16, 2009 Board Tour & August 28, 2009 Board Meeting
- 3.\* APPROVAL OF AGENDA**
- 4. PUBLIC COMMENTS**
- 5. REPORT OF ACTIVITIES OF THE DEPARTMENT OF WATER RESOURCES**  
(Gary Bardini)
  - Central Valley Flood Management Planning Program Monthly Update (Gary Hester)
  - Legislative Update (Kasey Schimke)

#### **\*action item**

Anyone may upon request obtain a copy of background or other material on an agenda item that has been distributed to the Members of the Board. A fee covering the cost of the provision of such materials may be charged.

If you need reasonable accommodations due to a disability, or need language assistance, please contact the Equal Opportunity Management Investigations Office at (916) 653-6952, or TDD (916) 653-6934 at least a week prior to the meeting.

**6. THREE RIVERS LEVEE IMPROVEMENT AUTHORITY MONTHLY REPORT**  
(Paul Brunner)

**7.\* CONSENT CALENDAR**

A. Permit No. 18154, S&P Properties (Board Staff)

Consider approval of Permit No. 18154 to authorize clearing and leveling, vegetation removal, and discing an area within the right (north) bank designated floodway of Dry Creek. (Stanislaus County)

B. Permit No. 18260, MCI Metro Access Transmission Services, LLC (Board Staff)

Consider approval of Permit No. 18260 to authorize installation of a HDPE utility conduit, bored under and across Mormon Slough. (San Joaquin County)

C. Permit No. 18304 Kern River Water Agency (Board Staff)

Consider approval of Permit No. 18304 to install a reinforced concrete pipe across (under) and construct/extend the Cross Valley Canal within the Kern River Designated Floodway. (Kern County)

D. Permit No. 18375 City of Stockton Municipal Utilities District (Board Staff)

Consider approval of Permit No. 18375 to construct an intake structure with associated fish screens with attached generator enclosure; to install temporary and permanent sheet piling; to realign and reconstruct the non-project levee around the landward side of the intake structure on existing fill; to install pipe; and place rock riprap on the right (north) bank of the San Joaquin River. (San Joaquin County)

E. Permit No. 18428, Jeffrey Hartman (Board Staff)

Consider approval of Permit No. 18428 to construct a metal storage building within the designated floodway (Area C) on the right (north) bank overflow area of the Yuba River. (Yuba County)

F. Permit No. 18486, Diane Hovey (Board Staff)

Consider approval of Permit No. 18486 to place approximately 260-linear-feet of rock riprap on the left (east) bank of the Sacramento River. (Sacramento County)

G. Permit No. 18492, Feather River Recreation and Park District (Board Staff)

Consider approval of Permit No. 18492 to install irrigation system, plant native trees and grasses, and construct a 200 stall aggregate concrete parking lot within approximately 15 acres of the left bank overflow area of the Feather River Designated Floodway. (Butte County)

- Items on the Consent Calendar may be removed at the request of any Board member or person.

H. Permit No. 18500, Patrick Craig *(Board Staff)*

Consider approval of Permit No. 18500 to install a boat dock, attached to a gangway, attached to a concrete landing on the right (east) bank of the San Joaquin River. (San Joaquin County)

I. Permit No. 18547, James Irrigation District *(Board Staff)*

Consider approval of Permit No. 18547 to install RCP pipeline siphons (trenched) under and across the Fresno Slough Bypass. (Fresno County)

J. Property Management – Castle Dam and Reservoir Unit of the Merced County Streams Project, Parcel 2009-13356 *(Alejandra Lopez)*

Consider approval of signatures for the Quitclaim Deed from Sacramento and San Joaquin Drainage District to the County of Merced for Parcel No. 2009-13356 for the Castle Dam and Reservoir Unit of the Merced County Streams Project. (Merced County)

**8.\* HEARINGS AND DECISIONS**

None.

**REQUESTED ACTIONS**

**9.\* JOINT POWERS AGENCY SUB-COMMITTEE POLICY RESOLUTION – 10:00 AM**  
*(Board Member Emma Suarez)*

Consider approval of a resolution regarding maintenance assurances and indemnification to be furnished by a Joint Powers Agency and its member agencies acting as the local sponsor for improvements to the Federal/State flood control system.

**10.\* SACRAMENTO AREA FLOOD CONTROL AGENCY, APPLICATION NOS. 18159-4, 18159-5, 18159-6, AND NATOMAS LEVEE IMPROVEMENT PROGRAM, PHASES 3b and 3c PROJECTS – 11:00 AM**

A. SACRAMENTO AREA FLOOD CONTROL AGENCY, APPLICATION NO. 18159-4, REACH 5A -9B, SACRAMENTO COUNTY *(David Williams)*

Consider approval of a letter to the U. S. Army Corps of Engineers requesting Section 408 approval to alter 4.5 miles of federal flood control project levee on the left (east) bank levee of the Sacramento River, located approximately 5 miles downstream from the Natomas Cross Canal along the Garden Highway.

B. SACRAMENTO AREA FLOOD CONTROL AGENCY, APPLICATION NO. 18159-5, PLEASANT GROVE CREEK CANAL, SUTTER COUNTY *(Nancy Moricz)*

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Consider approval of a letter to the U. S. Army Corps of Engineers requesting Section 408 approval to alter approximately 3.2 miles of federal flood control project levee on the left (west) bank levee of the Pleasant Grove Creek Canal, located north of Sacramento beginning at Howsley Road and extending upstream to Sankey Road.

- C. SACRAMENTO AREA FLOOD CONTROL AGENCY, APPLICATION NO. 18159-6, NATOMAS EAST MAIN DRAINAGE CANAL. SACRAMENTO COUNTY  
(*Debabrata Biswas*)

Consider approval of a letter to the U. S. Army Corps of Engineers requesting Section 408 approval to alter approximately 6.2 miles of federal flood control project levee on the right (west) bank levee of the Natomas East Main Drainage Canal.

- D. SAFCA – NATOMAS LEVEE IMPROVEMENT PROGRAM, PHASES 3b and 3c PROJECTS (*Kent Zenobia*)

Consider approval of a letter to the U.S. Army Corps of Engineers requesting a preconstruction crediting agreement pursuant to Section 104 of WRDA 1986 for improvement work along the Sacramento River East Levee (SREL), Pleasant Grove Creek Canal West Levee (PGCC), and Natomas East Main Drainage Canal West Levee (NEMDC).

***Break for Lunch***

- 11.\* EIR PREPARATION FOR THE NATOMAS GENERAL REEVALUATION REPORT (GRR)/POST AUTHORIZATION CHANGE (PAC) FOR THE NATOMAS LEVEE IMPROVEMENT PROGRAM, PHASE 4B PROJECT (PHASE 4B PROJECT)  
(*Kent Zenobia*) – **1:00 PM**

Consider designating the Sacramento Area Flood Control Agency (SAFCA) as the lead agency pursuant to the California Environmental Quality Act (CEQA) for preparation of environmental documents for the Natomas General Reevaluation Report (GRR)/Post-authorization Change (PAC)/Natomas Levee Improvement Program, Phase 4b Landside Improvements Project (Phase 4b Project).

- 12.\* REQUEST FOR MODIFICATION OF THE KAWEAH RIVER DESIGNATED FLOODWAY, TULARE COUNTY – **1:30 PM**

Overview of Central Valley Flood Protection Board's Designated Floodway. (*Dan Fua*)

Consider request to modify the Kaweah River designated floodway in the vicinity of the confluence of the Main Fork and the North Fork of the Kaweah River in Three Rivers, California. (*Board Staff*)

- 13.\* **BOARD SPONSORED PROJECTS AND STUDY AGREEMENTS**

- Items on the Consent Calendar may be removed at the request of any Board member or person.

**SUTTER COUNTY FEASIBILITY STUDY COST SHARING AGREEMENT – 2:30 PM**

*(Bob Scarborough)*

Consider approval of Resolution No. 09-35 to approve:

1. The Sutter County Feasibility Cost Sharing Agreement between the U.S. Army Corps of Engineers, the Central Valley Flood Protection Board, and the Sutter Butte Flood Control Agency
2. A Cost Sharing Agreement between The Central Valley Flood Protection Board and The Sutter Butte Flood Control Agency for the Sutter Basin, California General Investigation Feasibility Study

**INFORMATIONAL BRIEFINGS**

14. **HYDRAULIC ANALYSIS FINDINGS FOR THE COLUSA SUBREACH PLANNING PROJECT ALONG SACRAMENTO RIVER** *(Mr. Gregg Werner of The Nature Conservancy)*

**BOARD REPORTS**

**15. BOARD COMMENTS AND TASK LEADER REPORTS**

**16. REPORT OF ACTIVITIES OF THE EXECUTIVE OFFICER**

**17. FUTURE AGENDA**

**18. CLOSED SESSION**

- To discuss litigation (Cortopassi Partners and Reclamation District 2086 v. State of California; San Joaquin Superior Court Case No. CV034843) pursuant to Govt. Code section 11126(e)(1). *(Deborah Smith, Deputy Attorney General)*
- Pursuant to the authority of Government Code section 11126, subdivisions (e)(1), (e)(2)(B)(i), and (e)(2)(C)(i), the Board will meet in Closed Session to consider potential litigation involving the Board.
- To consider the annual performance of the Executive Officer pursuant to Govt. Code Section 11126 (a)(1)

**19. ADJOURN**

For further information about items on this agenda, please contact Lorraine Pendlebury, 3310 El Camino Ave., Room LL40, Sacramento, CA 95821, [lpendleb@water.ca.gov](mailto:lpendleb@water.ca.gov), or (916) 574-0609.

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